

1 BILL NO. R-82-05- 02

2 RESOLUTION NO. R- 28-82

3  
4 A RESOLUTION authorizing the submission  
5 of a final statement of community  
6 development objectives, projected use  
7 of funds, and required certifications  
8 to the U.S. Department of Housing and  
Urban Development as required for the  
City of Fort Wayne to receive its 1982  
Community Development Block Grant  
Entitlement.

9 WHEREAS, the City of Fort Wayne has as a goal the provision  
10 of a decent and viable living environment for all of its citizens  
11 and

12 WHEREAS, the City of Fort Wayne has consistently committed  
13 itself to the elimination of blight and deterioration which is  
14 present within the community and the prevention of its further  
15 spread; and

16 WHEREAS, under the provisions of the Housing and Community  
17 Development Act of 1980, the City of Fort Wayne is entitled to  
18 receive annual grants through the Community Development Block  
19 Grant Program; and

20 WHEREAS, funding under this program must be used for the  
21 promotion of viable urban communities and the prevention or  
22 elimination of blight and deterioration, primarily for the benefit  
23 of low and moderate income people; and

24 WHEREAS, the City of Fort Wayne has developed a community  
25 development plan and program which is consistent with the City's  
26 overall strategy for preventing the further spread and elimination  
27 of blight and deterioration; and

28 WHEREAS, all necessary steps have been taken by the Mayor  
29 and the Department of Community Development and Planning staff  
30 to properly complete the attached entitlement submission for  
31 1982 (eighth year) Community Development Block Grant funding in  
32 conformance with that strategy and plan.

NOW, THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF  
THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. That the attached submission of a \$3,312,000 budget, which is made a part hereof, which includes \$2,922,000 in 1982 (eighth year) entitlement funds and the accompanying certifications be approved and forwarded to the U.S. Department of Housing and Urban Development under the signature of Mayor Win C. Moses, Jr.

SECTION 2. That Mayor Win C. Moses, Jr., in his capacity as Chief Executive Officer for the City of Fort Wayne be authorized to act on behalf of the City in consummating contractual agreements pertaining to this grant and providing additional information and documentation pertinent thereto as required.

SECTION 3. That the Common Council by its approval of this application hereby reaffirms its intent to reduce and eliminate urban blight within the City of Fort Wayne.

SECTION 4. That this Resolution shall be effective upon passage and approval by the Mayor.

COUNCILMEMBER

APPROVED AS TO FORM AND  
LEGALITY MAY 7, 1982

BRUCE O. BOXBERGER, CITY ATTORNEY

Read the first time in full and on motion by GiaQuinta, seconded by Stier, and duly adopted, read the second time by title and referred to the Committee General (and the City Plan Commission for recommendation) and Public Hearing to be held after due legal notice, at the Council Chambers, City-County Building, Fort Wayne, Indiana, on 5-12-82, the 5 day of May, 1982, at 5 o'clock P.M., E.S.T.

DATE: 5-12-82

Charles W. Westerman  
CHARLES W. WESTERMAN - CITY CLERK

Read the third time in full and on motion by GiaQuinta, seconded by Stier, and duly adopted, placed on its passage. PASSED (~~lost~~) by the following vote:

	AYES	NAYS	ABSTAINED	ABSENT	TO-WIT:
TOTAL VOTES	<u>5</u>	<u>0</u>		<u>1</u>	
BRADBURY	<u>X</u>				
BURNS	<u>X</u>				
EISBART	<u>X</u>				
GiaQUINTA	<u>X</u>				
NUCKOLS				<u>X</u>	
SCHMIDT	<u>X</u>				
SCHOMBURG	<u>X</u>				
STIER	<u>X</u>				
TALARICO	<u>X</u>				

DATE: 5-25-82

Charles W. Westerman  
CHARLES W. WESTERMAN - CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (ZONING MAP) (GENERAL) (ANNEXATION) (SPECIAL)

(APPROPRIATION) ORDINANCE (RESOLUTION) NO. R-28-82

on the 25th day of May, 1982

ATTEST:

(SEAL)

Charles W. Westerman  
CHARLES W. WESTERMAN - CITY CLERK

Samuel J. Talarico  
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 26th day of May, 1982, at the hour of 11:30 o'clock P.M., E.S.T.

Charles W. Westerman  
CHARLES W. WESTERMAN - CITY CLERK

Approved and signed by me this 1st day of June, 1982, at the hour of 4 o'clock P.M., E.S.T.

Win Moses, Jr.  
WIN MOSES, JR. - MAYOR

BILL NO. R-82-05-03

REPORT OF THE COMMITTEE ON FINANCE

WE, YOUR COMMITTEE ON Finance TO WHOM WAS REFERRED AN  
ORDINANCE A RESOLUTION authorizing the submission of a final  
statement of community development objectives, projected use of funds,  
and required certifications to the U.S. Department of Housing and Urban  
Development as required for the City of Fort Wayne to receive its  
1982 Community Development Block Grant Entitlement

HAVE HAD SAID ORDINANCE UNDER CONSIDERATION AND BEG LEAVE TO REPORT  
BACK TO THE COMMON COUNCIL THAT SAID ORDINANCE DO PASS.

MARK E. GIAQUINTA - CHAIRMAN

PAUL M. BURNS - VICE CHAIRMAN

JAMES S. STIER

JOHN NUCKOLS

DONALD J. SCHMIDT

5-25-82 CONCURRED IN  
DATE CHARLES W. WESTERLUND, CITY CLERK

May 11, 1982

CITY OF FORT WAYNE  
1982 COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM  
FINAL STATEMENT OF COMMUNITY DEVELOPMENT OBJECTIVES  
AND PROJECTED USE OF FUNDS

Final Statement of Objectives

HOUSING: Rehabilitate and conserve the existing housing stock and expand sound housing for low- and moderate-income families.

PUBLIC FACILITIES: Provide public improvements and facilities which support community development activities.

ECONOMIC DEVELOPMENT: Assist in the creation and retention of jobs and the improvement of the City's economic conditions.

PUBLIC SERVICES: Expand and improve the quantity and quality of public services that are necessary and appropriate to implement community development strategies.

HISTORIC PRESERVATION: Preserve and restore the City's historic and/or architectural character.

Projected Use of Funds

HOUSING . . . . . \$1,014,650

Housing and Neighborhood Development Services (HANDS)	\$ 817,400
For-Profit Subsidiary of HANDS	35,000
Multi-Family Rehabilitation Demonstration Program	115,000
UDAG	7,250
Weatherization Workshops	<u>40,000</u>

PUBLIC FACILITIES . . . . . \$1,160,000

Neighborhood Strategy Area Capital Improvements	<u>\$1,160,000</u>
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ECONOMIC DEVELOPMENT . . . . . \$ 375,000

Downtown Rehabilitation Loan Program	\$ 200,000
Pontiac Street Revitalization	100,000
Barr Street Parking Improvements	<u>75,000</u>

PUBLIC SERVICES . . . . .		\$ 111,000
Benito Juarez Center		
Housing Services	\$ 20,000	
Hanna-Creighton Nutrition Center	20,000	
Nebraska Neighborhood Center	5,000	
Victim Assistance	41,000	
Volunteer Coordinator	<u>25,000</u>	
HISTORIC PRESERVATION . . . . .		\$ 35,000
Historic Facade Restoration Grants	<u>\$ 35,000</u>	
PROGRAM ADMINISTRATION . . . . .		\$ 328,100
PLANNING PROGRAM . . . . .		\$ 221,800
FAIR HOUSING . . . . .		\$ 30,000
CONTINGENCIES . . . . .		\$ 36,450
TOTAL 1982 PROGRAM COSTS . . . . .		\$3,312,000

## CERTIFICATIONS

The grantee hereby assures and certifies that it will comply with the regulations, policies, guidelines and requirements with respect to the acceptance and use of Federal funds for this federally-assisted program. Also, the grantee gives assurances and certifies with respect to the grant that:

- (a) It possesses legal authority to make a grant submission and to execute a community development and housing program;
- (b) Its governing body has duly adopted or passed as an official act a resolution, motion or similar action authorizing the person identified as the official representative of the grantee to submit the final statement, all understandings and assurances contained therein, and directing and authorizing the person identified as the official representative of the grantee to act in connection with the submission of the final statement and to provide such additional information as may be required.
- (c) That prior to submission of its final statement to HUD, the grantee has met the citizen participation requirements, prepared its final statement of community development objectives and projected use of funds, and made the final statement available to the public, as required by section 104(a)(2) of the Housing and Community Development Act of 1974, as amended;
- (d) It is following a current housing assistance plan which has been approved by HUD and which meets the requirements of section 104(c)(1) of the Housing and Community Development Act of 1974, as amended.
- (e) It has developed its final statement of projected use of funds so as to give maximum feasible priority to activities which benefit low- and moderate-income families or aid in the prevention or elimination of slums or blight; the final statement of projected use of funds may also include activities which the grantee certifies are designed to meet other community development needs having a particular urgency because existing conditions pose a serious and immediate threat to the health or welfare of the community, and other financial resources are not available;
- (f) Its chief executive officer or other officer of the grantee approved by HUD:
  - (1) Consents to assume the status of a responsible Federal official under the National Environmental Policy Act of 1969 and other authorities as specified in 24 CFR 58.1(a)(3);
  - (2) Is authorized and consents on behalf of the grantee and himself/herself to accept the jurisdiction of the Federal courts for the purpose of enforcement of his/her responsibilities as such an official; and
- (g) The grant will be conducted and administered in compliance with:
  - (1) Title VI of the Civil Rights Act of 1964 (Pub. L. 88-352) and implementing regulations issued at 24 CFR Part 1;
  - (2) Title VIII of the Civil Rights Act of 1968 (Pub. L. 90-284), as amended, and implementing regulations;

- (3) Section 109 of the Housing and Community Development Act of 1974, as amended; and the regulations issued pursuant thereto (24 CFR Section 570.601);
  - (4) Section 3 of the Housing and Urban Development Act of 1968, as amended and implementing regulations at 24 CFR Part 135;
  - (5) Executive Order 11246, as amended by Executive Orders 11375 and 12086 and implementing regulations issued at 41 CFR Chapter 60;
  - (6) Executive Order 11063 as amended by Executive Order 12259 and implementing regulations at 24 CFR Part 107;
  - (7) Section 504 of the Rehabilitation Act of 1973 (Pub L. 93-112), as amended and implementing regulations when published for effect;
  - (8) The Age Discrimination Act of 1975, as amended, (Pub. L. 94-135) and implementing regulations when published for effect;
  - (9) The relocation requirements of Title II and the acquisition requirements of Title III of the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970, and the implementing regulations at 24 CFR Part 42;
  - (10) The labor standards requirements as set forth in 24 CFR §570.605 and HUD regulations issued to implement such requirements;
  - (11) Executive Order 11988 relating to the evaluation of flood hazards and Executive Order 11288 relating to the prevention, control, and abatement of water pollution;
  - (12) The flood insurance purchase requirements of Section 102(a) of the Flood Disaster Protection Act of 1973, (Pub. L. 93-234).
  - (13) The regulations, policies, guidelines and requirements of OMB Circular Nos. A-102, Revised, A-87, A-110, and A-122 as they relate to the acceptance and use of Federal funds under this federally-assisted program;
- (h) No member, officer, or employee of the Grantee, or its designees or agents, no member of the governing body of the locality in which the program is situated, and no other public official of such locality or localities who exercises any functions or responsibilities with respect to the program during his/her tenure or for one year thereafter, shall have any interest, direct or indirect, in any contract or subcontract, or the proceeds thereof, for work to be performed in connection with the program assisted under the Grant, and that it shall incorporate, or cause to be incorporated, in all such contracts or subcontracts a provision prohibiting such interest pursuant to the purposes of this certification;
  - (i) It will comply with the provisions of the Hatch Act which limits the political activity of employees;
  - (j) It will give HUD and the Comptroller General or any authorized representatives access to and the right to examine all records, books, papers, or documents related to the grant;



- (k) It will comply with the lead based paint requirements of 24 CFR Part 35 Subpart B issued pursuant to the Lead-Based Paint Poisoning Prevention Act (42 U.S.C. 4801 et seq.).

8-82-05-03

RESOLUTION  
 TITLE OF ~~ORDINANCE~~ 1982 Community Development Block Grant

RESOLUTION  
 DEPARTMENT REQUESTING ~~ORDINANCE~~ Community Development and Planning

RESOLUTION  
 SYNOPSIS OF ~~ORDINANCE~~ The resolution authorizes the Mayor to submit the  
 attached program to the U.S. Department of Housing and Urban Development for \$2,922,000  
 to assist in funding the City's 1982 CDBG program and authorizes the Mayor to administer  
 the program.

EFFECT OF PASSAGE CDBG program will be submitted to the Department of Housing  
 and Urban Development by June 1, 1982. The block grant will become available on  
 July 1, 1982 for funding the CDBG program.

EFFECT OF NON-PASSAGE Program implementation and/or \$2,922,000 CDBG grant will  
 be delayed or jeopardized.

MONEY INVOLVED (Direct Costs, Expenditures, Savings)  
 \$2,922,000 - 1982 CDBG Entitlement Grant  
 \$ 290,000 - Anticipated Reprogrammed 1981 CDBG Funds  
 \$ 100,000 - Anticipated Program Income

ASSIGNED TO COMMITTEE (J.N.)